



**State of Hawaii  
Department of Health  
Clean Water Branch**

**Do NOT submit  
this document.**

**Guidelines for CWB-NOI Form L**

**Guidelines for Notice of Intent for Hawaii Administrative Rules,  
Chapter 11-55, Appendix L, National Pollutant Discharge Elimination  
System (NPDES) Notice of General Permit Coverage (NGPC)**

**TABLE OF CONTENTS**

<u>Note</u>		<u>Page</u>
1.	Owner Information . . . . .	2
2.	Owner Type . . . . .	2
3.	Operator Information . . . . .	2
4.	Facility Information . . . . .	2
5.	Receiving State Water(s) Information . . . . .	2
6.	Circulation Water Discharge Information . . . . .	3
	a. Source(s) of the circulation water . . . . .	3
	b. Frequency of Flow . . . . .	3
	c. Duration of Discharge . . . . .	3
	d. Average Flow . . . . .	3
	e. Frequency of Discharge . . . . .	3
7.	Location Map . . . . .	3
8.	Flow Chart . . . . .	3
9.	Existing or Pending Permits, Licenses, or Approvals . . . . .	4
10.	NGPC Renewal . . . . .	4
11.	Automatic Coverage . . . . .	4
	a. Claiming Automatic Coverage . . . . .	4
	b. Waiving Automatic Coverage . . . . .	4
12.	Facility Description . . . . .	4
13.	Circulation Water Additives . . . . .	5
14.	Circulation Water Best Management Practices (BMPs) Plan . . . . .	5
15.	Physical Circulation Water Quality . . . . .	5
16.	Water Quality Parameters . . . . .	5
17.	Toxic Parameters . . . . .	6
18.	Additional Information . . . . .	6

19.	Authorization of Representative .....	7
20.	Certification .....	8

---



---

1. Owner Information

The owner may be the pond or tank owner. The acknowledgment of receipt of the NOI and the NGPC will be sent to the street or mailing address provided for this item.

2. Owner Type

If "Other" is checked, indicate the category type or types of the owner.

3. Operator Information

Provide the information in this item or check the space provided to indicate that the information will be submitted 30 days before the start of discharge.

4. Facility Information

Provide the street address or a description of where the facility is located (e.g., 1234 15th Drive or northwest corner of 1st Street and X Avenue).

5. Receiving State Water(s) Information

a. Receiving State Water(s) Name

- i. If the discharge first enters a separate storm drainage system, provide the name of the receiving State water body that the separate storm drainage system enters.
  - ii. The discharge point is generally the discharge's point of first contact with receiving State waters. If the discharge first enters a separate storm drainage system, provide the coordinates to the nearest one (1) second for the outfall where the separate storm drainage system enters State waters. If possible, use the Global Positioning System (GPS) or Geographical Information System (GIS) to obtain the coordinates. Otherwise, use a U.S. Geological Survey (USGS) or any other appropriate map to interpolate the coordinates.
  - iii. State water classification is available on the Water Quality Standards Map dated October 1987 or in HAR, Chapter 11-54.
- b. Attach the information requested in Item 5.a. on a separate sheet if there are additional discharge points. Properly label the discharge points with numbers which correspond to the location map(s) and flow chart(s) submitted. If there are multiple inlets to a single discharge point and multiple discharge points, designate which inlet leads to each discharge point.
- c. Discharges applicable to Item 5.c. include any circulation water which discharges to the roadway right-of-way and which flows into a separate storm drainage system or initially enters a separate storm drainage system through a direct connection. Provide the coordinates to the nearest one (1) second where the circulation water enters the separate storm drainage system or roadway right-of-way. If possible, use the GPS or GIS to obtain the coordinates. Otherwise, use USGS or any other appropriate map to interpolate the coordinates.

6. Circulation Water Discharge Information

- a. Source(s) of the circulation water for the decorative fish pond or tank.
- b. Frequency of Flow

The frequency of flow means the number of days per year and hours per day that a discharge occurs. Indicate how often the discharge into receiving State waters will occur, as applicable.

- c. Duration of Discharge

Duration means the number of days or hours per discharge. New dischargers shall give their best estimate.

- d. Average Flow

Report the average flow in gallons per day.

- e. Frequency of Discharge

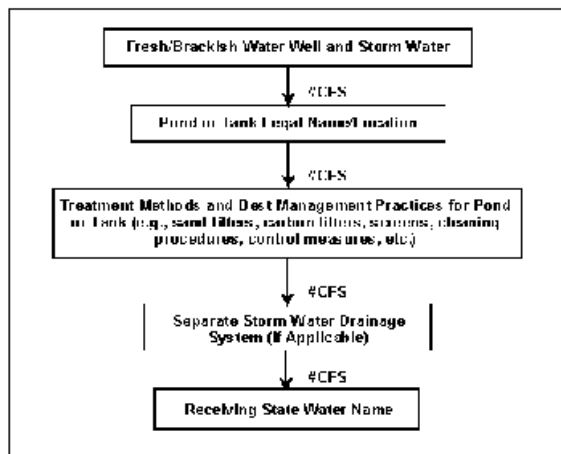
Indicate how often the discharge into receiving State waters will occur, as applicable.

- i. "Continuous discharge" means a "discharge" which occurs without interruption throughout the operating hours of the facility, except for infrequent shut-downs for maintenance, process changes, or other similar activities.
- ii. "Intermittent discharge" means a discharge that is not continuous.

7. Location Map

- a. Provide the location map on 8-1/2 by 11 inches sized paper or folded to 8-1/2 by 11 inches. Show at least one mile beyond the property boundaries of the facility on the map.
- b. Indicate the intake and discharge point(s) associated with the facility on a plat map or other appropriate map, including all of the required information. The discharge point(s) may include where the discharge exits the project and enters the roadway right-of-way and then flows into a separate storm drainage system and/or where the discharge directly enters the State receiving waters.

8. Flow Chart



An example of a line drawing indicating how the circulation water flows through the pond or tank and the approximate amount of flow is shown. Indicate any treatment system(s) used. The quantity of discharge contributed by each pond or tank may be estimated if no data is available.

9. Existing or Pending Permits, Licenses, or Approvals

- a. Indicate any additional NPDES Permit number and/or NGPC File number which is associated with this facility.
- b. Provide any Department of the Army (DA) file number associated with the facility.
- c. Provide the Section 401 Water Quality Certification (WQC) file number associated with the DA Permit.
- d. Provide the RCRA Permit number for any hazardous wastes stored or used at the facility.
- e. For SARA Facilities, indicate the chemicals and their quantities on site.
- f. Others (i.e., Underground Injection Control file number).

10. NGPC Renewal

If this is a CWB-NOI Form for NGPC renewal, provide the NGPC file number previously assigned to this facility in the space provided.

11. Automatic Coverage

a. Claiming Automatic Coverage

The owner may request automatic coverage under the applicable NPDES General Permit if the CWB-NOI Form is for a new discharge and he/she believes that the CWB-NOI Form is complete, the filing fee has been paid, and that they are complying with the applicable NPDES General Permit requirements. In order to claim automatic coverage, the NOI shall contain all site-specific plans, operator information, and all necessary permits. The risks involved with claiming automatic coverage include:

- i. The CWB-NOI Form may later be found to be incomplete by the Director or by a court;
- ii. The owner may not be covered under the terms of the General Permit, even if the CWB-NOI Form is complete;
- iii. The owner may be acting in conflict with the NPDES General Permit or HAR, Chapter 11-55 even if the owner or general contractor is complying with its CWB-NOI Form; and
- iv. The Director may modify, revoke and reissue, or terminate an NGPC under HAR, Section 11-55-34.11.

b. Waiving Automatic Coverage

The owner and operator agree to wait until receipt of the NGPC issued by the Department before starting the activity or discharge.

12. Facility Description

The description should include, but not be limited to: material type of the pond or tank; water volume contained; the type, size, and number of aquatic species being housed; and the type(s) and quantity of food utilized.

13. Circulation Water Additives

Provide the names of the circulation water additive(s) with Material Safety Data Sheets, as applicable.

14. Circulation Water Best Management Practices (BMPs) Plan

Provide the Best Management Practices applied to minimize or eliminate the discharge of pollutants (e.g., feeding procedures, pond or tank cleaning operations, and control measures). Also provide a brief description of any treatment system used or to be used and the applicable operation and maintenance procedures for the system.

15. Physical Circulation Water Quality

Place an "X" in either the "Believe Present" column or the "Believe Absent" column based on the test results or your best estimate.

16. Water Quality Parameters

- a. All of the parameters must be tested and reported. Provide a copy of the laboratory data sheets with Quality Assurance/Quality Control, Chain of Custody documents, and the sample collection technique, as applicable.
- b. Test results shall be obtained from a representative sample. "Representative sample" as defined in HAR, Chapter 11-55, Appendix A, Section 14(a):

"As used in this section, a representative sample means that the content of the sample shall:

- (1) Be identical to the content of the substance sampled at the time of the sampling;
- (2) Accurately represent the monitored item (for example, sampling to monitor final effluent quality shall accurately represent that quality, even though the sampling is done upstream of the discharge point); and
- (3) Accurately represent the monitored item for the monitored time period (for example, sampling to represent monthly average effluent flows shall be taken at times and on days that cover significant variations). Representative sampling may include weekends and storm events and may mean taking more samples than the minimum number specified elsewhere in the applicable general permit.

The burden of proving that sampling or monitoring is representative is on the permittee."

- c. One test result may be reported for Salinity, Chloride, or Conductivity.
- d. The test results shall be reported to the nearest decimal place or whole number as shown in the parentheses following each parameter. For example, "Temperature (0.1 °C)" - Temperature shall be reported to the nearest tenth of a centigrade and "Ammonia Nitrogen (1 µg/l)" - Ammonia Nitrogen shall be reported to the nearest whole microgram per liter.
- e. Indicate the test method used for the parameter. The test methods that may be used are promulgated in 40 CFR Part 136 and, when applicable, listed in the references of chemical methodology for seawater analyses (see HAR, Chapter 11-54, Section 10(b)). If a test

method has not been promulgated for a particular parameter, you may apply for approval of an alternate test procedure by following 40 CFR Section 136.4.

- f. The detection limit of the test methods used shall reflect the applicable numerical limitations as specified in HAR, Chapter 11-54 and shall be indicated.
  - i. The test method indicated shall have the detection limit below and closest to the numerical limit specified in HAR, Chapter 11-54. For situations where the numerical limitation is below the detection limit of the test methods, use the test method which has the detection limit closest to the numerical limitation.
  - ii. If the test result is not detectable, indicate that the test result is "N.D." or "not detected."

#### 17. Toxic Parameters

- a. Test and report the parameters which are believed to be present in the circulation water.
  - i. The potential pollutants identified in Items 12 and 13 shall be tested and reported.
  - ii. Provide a copy of the laboratory data sheets with Quality Assurance/Quality Control and Chain of Custody documents, as applicable.
  - iii. Provide an explanation addressing the evaluation of the toxic pollutants analyzed with respect to the numeric standards for the toxic pollutants for the receiving water(s) as specified under HAR, Chapter 11-54.
- b. The parameters are categorized into Metals, Organonitrogen Compounds, Pesticides, Phenols, Phthalates, Polynuclear Aromatic Hydrocarbons, Volatile Organics, and Others and are listed alphabetically. A Glossary of Chemicals is listed in Note V of the General Guidelines for NOI Forms.
- c. Fill in each space to indicate that each parameter has been considered. If a parameter does not apply to the activity, enter "N/A" for "not applicable" in the "Test Result" column to show that the parameter was considered.
- d. The test results shall be reported in micrograms per liter.
- e. Indicate the test method used for the parameter. The test methods that may be used are promulgated in 40 CFR Part 136 and, when applicable, listed in the references of chemical methodology for seawater analyses (see HAR, Chapter 11-54, Section 10(b)). If a test method has not been promulgated for a particular parameter, you may apply for approval of an alternate test procedure by following 40 CFR Section 136.4.
- f. The detection limit of the test methods used shall reflect the applicable numerical limitations as specified in HAR, Chapter 11-54 and shall be indicated.
  - i. The test method indicated shall have the detection limit below and closest to the numerical limit specified in HAR, Chapter 11-54. For situations where the numerical limitation is below the detection limit of the test methods, use the test method which has the detection limit closest to the numerical limitation.
  - ii. If the test result is not detectable, indicate that the test result is "N.D." or "not detected."

#### 18. Additional Information

Any other site-specific information pertaining to the project may also be provided in this section. Additional sheets may be attached with reference to Item 18.

19. Authorization of Representative

- a. Alteration of the text in this item will result in the invalidation of the authorization statement(s).
- b. Authorization statements are provided for the owner to complete as required. Options include statement a, b, c, a and c, or d.
  - i. Option "a": This authorization begins with NOI processing and ends upon the owner's receipt of the NPDES Notice of General Permit Coverage.
  - ii. Option "b": This authorization begins with NOI processing and ends upon termination of the discharge to State waters.
  - iii. Option "c": This authorization begins upon the owner's receipt of the NGPC and ends upon termination of the discharge to State waters.
  - iv. Option "d": If authorization statements a, b, and/or c do not meet the intent of the authorization, the owner or its duly authorized representative may attach a separate authorization statement specifying the limited authorization of the representative.
- c. Additional information will be requested from the authorized representative (with a copy to the owner) at the street or mailing address or phone or fax number provided for this item, as applicable.
- d. Provide the duly authorized representative's information in the applicable item(s). There shall be only one duly authorized representative at any time. The designated duly authorized representative may be changed by the owner at any time during the processing of the CWB-NOI Form or the term of the NGPC. The duly authorized representative will no longer be authorized effective on the date of receipt of any new authorization statement from the owner.
- e. Pursuant to HAR, Section 11-55-34.08(f), all other reports or responses to requests for information required by the director shall be signed by a person designated in HAR, Section 11-55-07(a) or by a duly authorized representative of that person.
- f. HAR, Sections 11-55-07(b) and (c) state:
  - "(b) A person is a duly authorized representative only if:
    - (1) The authorization specifies either an individual or a position having responsibility for the overall operation of the regulated facility or activity such as the position of plant manager, superintendent, or position of equivalent responsibility, or an individual or position having overall responsibility for environmental matters for the company, (A duly authorized representative may thus be either a named individual or any individual occupying a named position.);
    - (2) The authorization is made in writing by a person designated under subsection (a); and
    - (3) The written authorization is submitted to the director.
  - (c) If an authorization under subsection (b) is no longer accurate because a different individual or position has responsibility for the overall operation of the facility, a new authorization satisfying the requirements of subsection (b) must be submitted to the director prior to or together with any reports, information, or applications to be signed by an authorized representative."

20. Certification

- a. Do not alter the statements in or format of this item. Alteration of this item will result in the invalidation of this CWB-NOI Form submittal.
- b. The person certifying this CWB-NOI Form must meet one of the descriptions as indicated in this item and be employed by the owner listed in Item 1.